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MVFPS and KATHI FFN DALIGHEPTV

## U.S. DISTRICT COURT

## NORTHERN DISTRICT OF CALIFORNIA

ANNAMARIA M., a minor, by her Next Friend ANTIONETTE M.,

Plaintiff,

VS.

NAPA VALLEY UNIFIED SCHOOL DISTRICT, DAVID BROWN, RON GOLDBERG, KAREN CHASE, KATHLEEN KERNBERGER, MARY MYERS and KATHLEEN DAUGHERTY, GERARDO M. (No relation), a minor; OSCAR S., a minor; Does 1 - 100,

Defendants.

Case No. CO3-0101 VRW

STIPULATION AND ORDER TO CONTINUE HEARING RE: DEFENDANTS' MOTION TO DISMISS, MOTION TO STRIKE, OR, ALTERNATIVELY, MOTION FOR MORE DEFINITE STATEMENT

[ FRCP, Rules 12(b)(6); 12(e) and 12(f); LR 7.0]

Date Thurs, 2/16/06

Time 2 p.m.

Dept 6, 17th Floor

Judge The Honorable Vaughn R. Walker

Complaint Filed 1/08/03 1st Amended Complaint Filed: 3/27/03 2nd Amended Complaint Filed: 5/02/05

IT IS HEREBY STIPULATED and mutually agreed by and between plaintiff ANNAMARIA M., a minor, by her Next Friend ANTIONETTE M. ("Plaintiff') and defendants NAPA VALLEY UNIFIED SCHOOL DISTRICT (the "District"), DAVID BROWN, RON GOLDBERG, KAREN CHASE, KATHLEEN KERNBERGER, MARY MYERS and KATHLEEN DAUGHERTY (the "District Employees") (collectively the "District Defendants") and their respective counsel that the hearing on District Defendants Motion to Dismiss, continued by Court Order to February 16, 2006, be further continued to March 9, 2006, due to counsels

	1	availability. The matter shall be heard in Courtroom 6, 17th Floor of the above-entitled Court,
	2	whose address is U.S. District Court, 450 Golden Gate Ave_, San Francisco,
	3	Counsel in this matter hereby confirm their availability for District Defendants' Motion to
	4	be heard on <b>Thursday, March 9, 2006 at 2 pm,</b> pursuant to the Court's approval.
	5	SO STIPULATED.  LAW OFFICES OF SEITH L. GODETEIN
	6	Ford 13 ( See ) At
	7	Dated;, 20057 By Seth L :Goldstein, E .
0	8	Attorneys for Plaintiff ANNAMARIA M., a minor,
F et s		by her Next Friend, ANTIONETTE M.
JZER, BONGHOY A, MED CA, MASON NO.	10	
2 Z	. 11	mcnamara, dodoc, nsy, beatry, SLATTERY, PFALZER, BORGES & BROTHERS LLP
25 P		
4 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	13	Dated: 2005 By Dias G. Beatty, Esq
TTAR ENSY ENGE	14	Lisa R. Roberts, Esq. Attorneys for Defendants
TOER F. W.	15	NAPA VALLEY UNIFIED SCHOOL DISTRICT, DAVID BROWN,
ATTORI ATTORI X SMR. W.	16	RON GOLDBERG, KAREN CHASE, KATHLEEN KERNBERGER, MARY MYERS
, evolut, Apr., BEA. Tr.	17	and KATHLEEN DAUGHERTY
	18	<u><b>b</b></u> <u>ER</u>
4	19	Good cause appearing therefor, IT IS HEREBY ORDERED that
ECNAMANA, CO	20	1. The February 16, 2006 hearing on District Defendants' Motion to Dismiss
	21	be vacated and shall now be heard on March 9, 2006 at 2 pm, in
	22	Courtroom "6", 17th Floor of the above-entitled Court located at 450
	23	Golden Gate Ave., San Francisco.
	24	SO ORDERED.
	25	Dated: 2006
	26	Vaughn R. Walker, Chief Judge U.S. DISTRICT COURT
	27	
	28	

## Case 3:03-cv-00101-VRW Document 44 Filed 02/14/06 Page 3 of 3 1 availability. The matter shall be heard in Courtroom 6, 17th Floor of the above-entitled Court, 2 whose address is U.S. District Court, 450 Golden Gate Ave., San Francisco. 3 Counsel in this matter hereby confirm their availability for District Defendants' Motion to be heard on **Thursday, March 9, 2006 at 2 pm,** pursuant to the Court's approval. 4 5 SO STIPULATED. LAW OFFICES OF SETH L. GOLSTEIN 6 7 2005 Dated:\_ Seth L .Goldstein, Esq. g Attorneys for Plaintiff Б ANNAMARIA M., a minor, 9 by her Next Friend, ANTIONETTE M. 10 W 11 M MCNAMARA, DODGE, NEY, BEATTY, R, BORGES & BROTHERS LLP SLATTERY, PF 12 \_, 20C**(**V 13 Dated: By Thomas G. Beatty, Esq. 14 Lisa R. Roberts, Esq. Attorneys for Defendants 15 NAPA VALLEY UNIFIED SCHOOL DISTRICT, DAVID BROWN, 16 RON GOLDBERG, KAREN CHASE, KATHLEEN KERNBERGER, MARY MYERS 17 and KATHLEEN DAUGHERTY **ORDER** 18 ž Good cause appearing therefor, IT IS HEREBY ORDERED that 19 0 The February 16, 2006 hearing on District Defendants' Motion to Dismiss 20 1. be vacated and shall now be heard on March 9, 2006 at 2 pm, in 21 Courtroom "6", 17th Floor of the above-entitled Court located at 450 22 2 Golden Gate Ave., San Francisco. 23 SO ORDERED. 24 T IS SO ORDERED 25 Dated: February 14, 2006 26 Vaughn R Walker 27 28